IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

Writ Petition No. 145 of 2006 (M/B)

1. Mehraj Ali @ Adil,
   S/o Razak Shah,
   R/o Naya Gaon, Near PAC Line (Moradabad),
   District Moradabad (U.P.).
2. Razak Shah S/o Gullu Shah,
   R/o Naya Gaon, Near PAC Line (Moradabad),
   District Moradabad (U.P.).
3. Smt. Farmida W/o Sri Razak Shah,
   R/o Naya Gaon, Near PAC Line (Moradabad),
   District Moradabad (U.P.).
4. Zahid Shah S/o Razak Shah,
   R/o Naya Gaon, Near PAC Line (Moradabad),
   District Moradabad (U.P.).
5. Rijwan Shah S/o Razak Shah,
   R/o Naya Gaon, Near PAC Line (Moradabad),
   District Moradabad (U.P.).
6. Vuiea W/o Idul Shah,
   R/o Naya Gaon, Near PAC Line (Moradabad),
   District Moradabad (U.P.).
7. Idlu Shah S/o Mehandi Hasan,
   R/o Naya Gaon, Near PAC Line (Moradabad),
   District Moradabad (U.P.).
8. Mehandi Hasan S/o Aizaz Shah,
   R/o Naya Gaon, Near PAC Line (Moradabad),
   District Moradabad (U.P.). …… Petitioners

Versus

1. State of Uttaranchal,
2. Station House Officer,
   P.S. Kashipur, District Udham Singh Nagar.
3. Smt. Ruksana Parveen W/o Sri Mehraj Ali @ Adil,
   D/o Sri Suvrati Shah,
   R/o Mohalla Shakti Chauraha,
   Nagar Panchayat Mahuakhera Gunj,
   P.S. Kashipur,
   District Udham Singh Nagar. ……. Respondents

Mr. Sunder Singh Bhandari, Advocate for the petitioners
Mr. H.C. Pande, Addl. Government Advocate for respondents Nos. 1 & 2.
Mr. D.N. Sharma, Advocate for respondent No. 3.

JUDGMENT

Coram: Hon'ble Rajeev Gupta, C.J.
Hon'ble Prafulla C. Pant, J.

RAJEEV GUPTA, C. J. (Oral)

Mr. Sunder Singh Bhandari, Advocate for the petitioner

Mr. H.C. Pande, Addl. Government Advocate for respondents Nos. 1 & 2.

Mr. D.N. Sharma, Advocate for respondent No. 3.

2. Mr. H.C. Pande, the learned Addl. Government Advocate submits that the writ petition filed by petitioners Mehraj Ali @ Adil, Razak Shah, Smt. Farmida, Zahid Shah, Rijwan Shah, Vuiea, Idlu Shah and Mehandi Hasan seeking quashing of the First Information Report and the case registered against them, now, has become infructuous, as the Police, after the completion of the investigation, has filed charge sheet against the petitioners before the concerning Court.

3. In this view of the matter, the writ petition is dismissed as infructuous.

4. Consequently, the interim order dated 13.02.2006 stands vacated automatically.

(Prafulla C. Pant, J.) 03.07.2006

(Rajeev Gupta, C. J.) 03.07.2006

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